IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

MONDAY, THE 22ND JANUARY 2007 / 2ND MAGHA 1928

WP(C).No. 24457 of 2005(J)

PETITIONER:

AZHIKODE - LABOUR CONTRACT CO-OPERATIVE SOCIETY LTD. NO.T.1544, CHECKAKONAM P.O. TRIVANDRUM DISTRICT REP.BY ITS PRESIDENT, V.M.ABDUL RASHEED, AGED 56 YEARS, S/O.T.MUHAMMED HANEEF.

BY ADV. SRI.T.A.UNNIKRISHNAN
SRI.K.SATHEESH KUMAR

RESPONDENTS:

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1. THE GOVERNMENT OF KERALA, REP. BY SECRETARY CO-OPERATION (C) DEPARTMENT, TRIVANDRUM.

2. THE ARUVIKKARA GRAMA PANCHAYATH REP. BY ITS SECRETARY, ARUVIKKARA, TRIVANDRUM DIST.

BY GOVERNMENT PLEADER
SRI.PIRAPPANCODE V.SREEDHARAN NAIR
SRI.PIRAPPANCODE V.S.SUDHIR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 22/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

Petitioner's Exhibits

Ext.P1: True copy of the G.O.(MS) No.135/97/Co.op dated 13-11-1997 issued by the 1st respondent

Ext.P2: True copy of the tender notification dated 18-7-2005 issued by the 2nd respondent and published in Deshabhimani daily dated 21-7-2005

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K.BALAKRISHNAN NAIR,J.

WP(C)NO.24457 OF 2005-J

Judgment

The petitioner, which is a Labour Contract Co-operative Society, claims the benefit of Ext.P1 GO, while awarding the contract work as per Ext.P2 notification issued by the Aruvikkara grama panchayat. The respondents contend that in view of the relevant Rules framed under the Kerala Panchayat Raj Act, Ext.P1 executive order has no application in awarding works by grama panchayats. Since there was no itnerim order, this Writ Petition has become infructuous. Therefore, it is unnecessary to decide the above dispute in this Writ Petition. Accordingly, it is closed without prejudice to the contentions of the petitioner.

22.01.2007 **K.BALAKRISHNAN NAIR,JUDGE**

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